

One Hour and Thirty Minutes

SESSION XIII
REPORT WRITING EXERCISE
AND MOOT COURT

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REPORT WRITING EXERCISE AND MOOT COURT

Upon successfully completing this session, the participant will be able to:

- o Discuss the required information on a narrative arrest report.
- o Successfully complete a narrative arrest report.
- o Discuss the need for competent courtroom testimony.
- o Demonstrate the proper techniques of courtroom testimony.

CONTENT SEGMENTS

- A. Procedures
- B. Report Writing Exercise
- C. Courtroom Testimony Exercise

LEARNING ACTIVITIES



- o Instructor-Led Presentation
- o Video Presentation
- o Writing Skills Exercise
- o Participant's Courtroom Testimony Exercise
- o Instructor-Led Discussion




Display XIII-O (Session Objectives)

Aids	Lesson Plan	Instructor Notes
<div data-bbox="232 285 302 359"></div> <div data-bbox="225 365 292 432"></div> <div data-bbox="191 457 357 489">90 Minutes</div> <div data-bbox="232 506 302 575"></div> <div data-bbox="191 596 357 627">10 Minutes</div> <div data-bbox="191 667 350 751"></div> <div data-bbox="191 772 305 837">Display XIII-1</div> <div data-bbox="196 940 324 1035"></div>	<div data-bbox="427 302 917 369">XIII REPORT WRITING EXERCISE AND MOOT COURT</div> <div data-bbox="427 527 690 558">A. Procedures</div> <div data-bbox="464 667 951 1749"> <ol style="list-style-type: none"> 1. Report writing exercise consists of two sections. <ol style="list-style-type: none"> a. The first section employs a video segment to simulate the first two phases of DWI Detection. <ol style="list-style-type: none"> o Class will view the video segment. o Video segment begins with initial observation of a vehicle in operation, proceeds through the stop command and the observation of the stop, continues through the face-to-face interview with the driver, and ends with the observation of the driver's exit from the vehicle. b. Following the video segment, participants will have 10 minutes to make notes and complete a narrative arrest report based on what was seen and heard in the video segment. </div>	<div data-bbox="1002 667 1422 735">Selectively reveal only the first major element of the slide.</div> <div data-bbox="1002 1052 1422 1329">Point out that the video segment used for the report writing exercise is somewhat longer than the video segments viewed in previous modules because this segment also includes the exit decision and observation of the exit.</div> <div data-bbox="1002 1507 1422 1680">Emphasize that the standardized note taking guide/narrative arrest report form is to be used to record all evidence depicted in the video.</div>

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	<ul style="list-style-type: none"> o The report will include all the evidence portrayed in the video segment. o Report will be collected following the courtroom testimony exercise for grading by instructors. <p>2. The Moot Court Exercise.</p> <ul style="list-style-type: none"> a. This exercise involves a moot court situation in which participants are required to "testify" in a DWI trial based on information included in the narrative arrest report they had prepared in the report writing exercise. o The classroom will be arranged in a typical court room setting. o Two participants will be selected by the instructor as patrol partners in a DWI case. They will be required to take the stand separately and testify from the facts listed on their completed narrative arrest reports. 	<p>Instruct the participants that in this exercise the suspect refused to take the standardized field sobriety tests or a chemical test. They are to end their narrative report at the completion of the driver's exit.</p> <p>NOTE: This is optional.</p> <p>Reveal the second major element of Slide XIII-1.</p> <p>Point out that in this exercise, participants will be required to appear in a realistic court situation, take the stand, and testify before a jury about their observations of the defendant at the time of the traffic stop.</p> <p>Re-emphasize the importance of a complete arrest report when testifying in court.</p>

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 40 Minutes 	<ul style="list-style-type: none"> o After both "officers" have testified, the remainder of the class will be asked for comments as to the testimony given. o The video segment will be replayed in its entirety to the class. o Class members will again be asked for their comments. o Instructor critique. <p>3. The report writing exercise will begin in a few moments.</p> <ul style="list-style-type: none"> a. The video segment will be shown. b. Participants will compile notes, using the standard note taking guide. c. Participants will prepare their own narrative arrest reports. <p>4. Distribution of standardized note taking guide/narrative arrest report forms.</p> <p>B. Report Writing Exercise</p> <p>1. Impaired Driver video segment (Segment Four, Tape Two). (This is a combination of video segment Number Four, Phase One, and video segments One and Two, Phase Two, Tape One.)</p>	<p>Solicit participants' questions concerning the report writing exercise procedures.</p> <p>Hand out sufficient copies of the standard note taking guide and narrative arrest report forms.</p> <p>Show the combination Impaired Driver video segment. While this video segment is being shown participants may fill out note taking guides.</p>

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<div data-bbox="191 552 354 636" data-label="Image"> </div> <p data-bbox="191 688 305 751">Display XIII-2</p> <div data-bbox="235 1018 300 1081" data-label="Image"> </div> <p data-bbox="191 1108 354 1140">40 Minutes</p>	<ol style="list-style-type: none"> <li data-bbox="462 409 933 472">2. Completion of narrative arrest reports. <li data-bbox="462 546 954 724">3. Instruct participants that in this case the suspect refused the chemical test and to end their report at the completion of the driver's exit from vehicle. <li data-bbox="462 787 950 997">4. When reports have been completed participants will take a break. When they return, they will be prepared to take the stand and testify in "The Impatient Driver" DWI case. <p data-bbox="430 1039 828 1071">C. Moot Court Exercise</p> <ol style="list-style-type: none"> <li data-bbox="462 1176 950 1417">1. The purpose of this exercise is to have the participants demonstrate their ability to testify in a logical sequence to the evidence they collected during the two phases of DWI Detection with "The Impatient Driver". <li data-bbox="462 1459 954 1806">2. A student judge will be appointed to preside over the case and two participants will be selected as arresting officers and sequestered until they are called to testify. The remainder of the participants will serve as members of the jury. Two instructors will serve as prosecutor and defense counsel. 	<p data-bbox="998 304 1388 367">Reference back to Sessions V and VI for appropriate clues.</p> <p data-bbox="998 409 1404 514">Allow 10 minutes for the participants to complete their reports individually.</p> <p data-bbox="998 546 1421 682">Point out that the sample report used in Session XII may be used as a guide in this exercise.</p> <p data-bbox="998 787 1429 892">During the break following this segment, arrange the classroom in the moot court setting.</p> <p data-bbox="998 1176 1388 1281">Choose the two participants who will testify as "arresting officers".</p> <p data-bbox="998 1459 1421 1669">When the two participants are chosen as "arresting officers" have them move to another room where they cannot hear or see what is happening in the court room.</p>

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	<ol style="list-style-type: none"> 3. The judge will call the court to order, the case will be announced and the prosecutor and defense counsel will give their opening statements. 4. The first officer will be called to testify. 5. The second officer will be called to testify. 6. Prosecutor and defense counsel will give closing statements. 7. Judge will direct jury to render a verdict. 8. Discussion 9. (Optional) 	<p>One instructor shall give instructions to the jury. Have judge and jury move into their appropriate positions.</p> <p>The officers should only testify to what they actually observed. They may refer to their written reports if necessary. When one "arresting officer" testifies, the other will remain sequestered.</p> <p>Have the jury render a verdict with a show of hands.</p> <p>Solicit participants comments as to the testimony of the two arresting officers.</p> <p>The Impaired Driver video segments may be shown again if time permits.</p>